

GEORGIA STATE BOARD OF FUNERAL SERVICE
Secretary of State, Professional Licensing Boards Division

**NOTICE OF INTENT TO ADOPT A PROPOSED AMENDMENT TO THE RULES
AND NOTICE OF PUBLIC HEARING**

Chapter 250-6 Establishment/Crematory Licensure and Regulations
Rule 250-6-.05 Renewal: Funeral Establishment/Crematory

TO ALL INTERESTED PERSONS AND PARTIES:

Notice is hereby given that pursuant to the authority set forth below, the Georgia State Board of Funeral Service (hereinafter "Board") proposes an amendment to Chapter 250-6 Establishment/Crematory Licensure and Regulations, Rule 250-6-.05 Renewal: Funeral Establishment/Crematory (hereinafter "proposed rule amendment").

This notice, together with an exact copy of the proposed rule amendment and a synopsis of the proposed rule amendment, is being distributed to all persons who have requested, in writing, that they be placed on the interested party notification list. A copy of this notice, an exact copy of the proposed rule amendment, and a synopsis of the proposed rule amendment may be reviewed during normal business hours of 8:00 a.m. to 5:00 p.m. Monday through Friday, except official State holidays, at the Office of the Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. These documents will also be available for review on the Board's website page at <http://sos.ga.gov/index.php/licensing/plb/30>, or by contacting the Board at 478-207-2440.

Any interested party affected by the rule may present written comments to the Board no later than close of business June 5, 2018. Written comments must be legible, signed, and should contain contact information from the maker (address, telephone number, email address, etc.). Written comments should be addressed to Lisa W. Durden, Director, Office of Secretary of State, Professional Licensing Boards Division, Georgia State Board of Funeral Service, 237 Coliseum Drive, Macon, Georgia 31217; fax (866) 888-1308. Oral statements presented during the public hearing should be concise and will be limited to five (5) minutes per person.

The Board voted to adopt this Notice of Intent at its April 10, 2018 meeting. The Board also voted that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. § 43-1-4; 43-1-19; 43-1-23; 43-1-25; 43-18-43; 43-18-46; 43-18-49; 43-18-73; and 43-18-75. Finally, the Board voted that it is not legal or feasible in meeting the objectives of O.C.G.A. § 43-1-4; 43-1-19; 43-1-23; 43-1-25; 43-18-43; 43-18-46; 43-18-73; and 43-18-75 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(3)(A), (B), (C), and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed or owned and operated in the field of funeral service.

A public hearing is scheduled to begin at 1:00 p.m. on June 12, 2018, in the Office of the Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217 to provide the public an opportunity to comment upon and provide input into the proposed rule amendment.

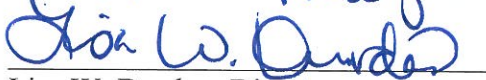
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The proposed rule amendment will be considered for adoption by the Georgia State Board of Funeral Service at its meeting scheduled to begin 1:00 p.m. on June 12, 2018, at the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. According to the Department of Law, State of Georgia, the Georgia State Board of Funeral Service has the authority to adopt the proposed rule amendment to 250-6-.05 pursuant to authority contained in O.C.G.A. § 43-1-4; 43-1-19; 43-1-23; 43-1-25; 43-18-43; 43-18-46; 43-18-49; 43-18-73; and 43-18-75.

For further information, contact the Board office at (478) 207-2440.

This notice is given in compliance with Section 4(a)(1) of the Georgia Administrative Procedures Act (O.C.G.A. §50-13-4).

This 2 day of May 2018.



Lisa W. Durden, Director
Professional Licensing Boards

Posted: 5/2/2018

GEORGIA STATE BOARD OF FUNERAL SERVICE
Secretary of State, Professional Licensing Boards Division

SYNOPSIS OF PROPOSED CHANGES TO THE RULES
Chapter 250-6 Establishment/Crematory Licensure and Regulations
Rule 250-6-.05 Renewal: Funeral Establishment/Crematory

Purpose: The purpose of this rule is to amend the license renewal, late renewal, and lapse dates to align with Joint Secretary Rules.

Main Features: The main features of this amendment are changes in the dates for license expiration, renewal, late renewal, and lapse so that they align with the Joint Secretary dates.

**DIFFERENCES BETWEEN THE EXISTING RULE AND THE
PROPOSED AMENDMENTS TO THE RULE**
Chapter 250-6 Establishment/Crematory Licensure and Regulations
Rule 250-6-.05 Renewal: Funeral Establishment/Crematory

[Note: underlined text is proposed to be added; lined-through text is proposed to be deleted.]

Chapter 250-6 Establishment/Crematory Licensure and Regulations

Rule 250-6-.05 Renewal: Funeral Establishment/Crematory

- (1) Each funeral establishment or crematory license expires on ~~June 30 of odd-numbered~~ March 31 of even-numbered years. A license may be renewed with the submission of an application plus renewal fee prior to expiration.
- (2) During the period between ~~July~~ April 1 and ~~September~~ April 30 immediately following the expiration of a license, the license may be renewed upon submission of an application and a late renewal fee in addition to the regular renewal fee. After ~~July~~ April 1 and before ~~July 31~~ April 30 the Board staff will notify the Funeral Director in Full and Continuous Charge in writing, at the address on file with the Board, of their failure to renew.
- (3) Failure to renew a funeral establishment or crematory license prior to ~~October 1~~ May 1 following the late renewal period shall have the same effect as revocation. Thereafter, the owner must submit a new application, the establishment must pass an inspection, and the owner and Funeral Director in Full and Continuous Charge may, at the Board's discretion, may be required to appear before the Board to gain licensure. Any establishment or crematory failing to renew prior to ~~October 1~~ May 1 will be subject to fines and disciplinary action by the Board.

Authority: O.C.G.A. § Secs. 43-1-4; 43-1-19; 43-1-23; 43-1-25; 43-18-43; 43-18-46; 43-18-49; 43-18-73; and 43-18-75

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Chapter 250-6 Establishment/Crematory Licensure and Regulations

Rule 250-6-.05 Renewal: Funeral Establishment/Crematory

- (1) Each funeral establishment or crematory license expires on March 31 of even-numbered years. A license may be renewed with the submission of an application plus renewal fee prior to expiration.
- (2) During the period between April 1 and April 30 immediately following the expiration of a license, the license may be renewed upon submission of an application and a late renewal fee in addition to the regular renewal fee. After April 1 and before April 30 the Board staff will notify the Funeral Director in Full and Continuous Charge in writing, at the address on file with the Board, of their failure to renew.
- (3) Failure to renew a funeral establishment or crematory license prior to May 1 following the late renewal period shall have the same effect as revocation. Thereafter, the owner must submit a new application, the establishment must pass an inspection, and the owner and Funeral Director in Full and Continuous Charge, at the Board's discretion, may be required to appear before the Board to gain licensure. Any establishment or crematory failing to renew prior to May 1 will be subject to fines and disciplinary action by the Board.

Authority: O.C.G.A. § Secs. 43-1-4; 43-1-19; 43-1-23; 43-1-25; 43-18-43; 43-18-46; 43-18-49; 43-18-73; and 43-18-75